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UNITED STATES DISTRICT COURT
 SOUTHERN DISTRICT OF NEW YORK

INDEMNITY INSURANCE COMPANY OF NORTH AMERICA, a/s/o Harris Corporation	:	07 Civ. 5872 (PKC) (HBP)
Plaintiff,	:	<u>STIPULATION & ORDER OF DISCONTINUANCE</u>
- against -		
PORT AIR CARGO INTERNATIONAL CORP.; ATLAS AIRLINES; ATLAS AIR, INC.; SKS LOGISTICS;	:	
Defendants.	:	
X		
ATLAS AIRLINES; ATLAS AIR, INC.;	:	
Third-Party Plaintiff,	:	
- against -		
C.A.L. CARGO AIRLINES	:	
Third-Party Defendant	:	
X		

A settlement agreement having been reached, it is hereby stipulated and agreed that this action, including all cross-claims and third-party claims, is discontinued as to all parties pursuant to Rule 41 (a) (1)(ii) and (c) Federal Rules of Civil Procedure, with prejudice but with each party to pay its own costs and attorney fees.

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It is further stipulated and agreed that, if the settlement funds are not paid within forty-five (45) days of the entry of this order, this action will be restored to the active docket of this Court upon letter application of plaintiff's counsel.

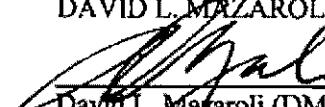
Dated: New York, New York
January 2, 2008

SO ORDERED:



UNITED STATES DISTRICT JUDGE

LAW OFFICES,
DAVID L. MAZAROLI


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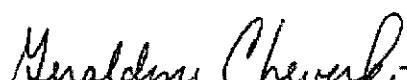
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